

1 DILLINGHAM & MURPHY, LLP
2 WILLIAM F. MURPHY (STATE BAR NO. 82482)
225 Bush Street, 6th Floor
3 San Francisco, California 94104-4207
Telephone: (415) 397-2700
4 Facsimile: (415) 397-3300

5 ARTHUR LEINWOHL, ESQ. (SBN 38806)
480 Beaver Street
6 Brockway Vista, California 96413
Telephone: 530-546-8100
7 Facsimile: 530-546-3030

8 Attorneys for Defendant COMPASS ANALYTICS, LLC
9 and Defendants and Counterclaimants MARC FELISKY,
ROBIN KESSEL, GLEN BROWN, and LINDSAY HILL

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

14 SERVICING.COM dba MORTGAGE
15 INDUSTRY ADVISORY COMPANY,

16 Plaintiff,

17 v.

18 COMPASS ANALYTICS, LLC,
MARC FELISKY and ROBIN KESSEL,

19 Defendants.

22 MARC FELISKY, ROBIN KESSEL,
LINDSAY HILL, and GLEN BROWN,

23 Counterclaimants,

24 v.

25 SERVICING.COM dba MORTGAGE
26 INDUSTRY ADVISORY COMPANY,

27 Counterdefendant.

14 Case No. C04-0191 PJH

[PROPOSED] ORDER ON
APPLICATION FOR AN ORDER
EXPEDITING THE HEARING ON
MOTION TO PRECLUDE
ADDITIONAL EXPERT WITNESS
TESTIMONY

Date: TBD
Time: TBD.
Location: Courtroom 3, 17th Floor
Hon. Phyllis J. Hamilton

1 The Court, having reviewed the matters submitted regarding this application for an
2 expedited hearing, and good cause appearing, hereby ORDERS that the hearing on the motion of
3 COMPASS ANALYSTIC, LLC, ("Compass") and defendants and counterclaimants MARC
4 FELISKY, ROBIN KESSEL, LINDSAY HILL, AND GLEN BROWN for an order precluding
5 plaintiff and counterdefendant SERVICING.COM dba MORTGAGE INDUSTRY ADVISORY
6 COMPANY ("MIAC") from introducing any additional expert testimony will be held on
7 **NO HEARING**

8 _____ Counsel for plaintiff and counterdefendant is to file
9 and serve any response on or before JULY 18, 2005 NO REPLY.

10 Dated: 7/11/05



11 _____
12 UNITED STATES DISTRICT JUDGE
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PROOF OF SERVICE

I am employed in the City and County of San Francisco. I am over the age of eighteen (18) years, and not a party to the within above-entitled action. My business address is 225 Bush Street, 6th Floor, San Francisco, California 94104-4207. On July 8, 2005, I served the following on each party listed below:

**[PROPOSED] ORDER ON APPLICATION FOR AN ORDER EXPEDITING THE
HEARING ON MOTION TO PRECLUDE ADDITIONAL EXPERT WITNESS
TESTIMONY**

- (BY MAIL)** By depositing for collection and mailing, following ordinary business practices, a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid.
- (BY PERSONAL SERVICE)** By causing a true copy thereof enclosed in a sealed envelope, to be personally delivered on the date indicated below.
- (BY OVERNIGHT DELIVERY)** By causing a true copy thereof, enclosed in a sealed envelope, to be delivered via overnight courier service.
- (BY FAX)** By sending a true copy thereof by facsimile machine to the numbers listed below, and then depositing for collection and mailing, following ordinary business practices, a true copy thereof, enclosed in a sealed envelope with postage thereon fully prepaid.

Bruce D. MacLeod, Esq.
Willoughby, Stuart and Bening
40 West San Fernando, Suite 400
San Jose, California 95113
Telefacsimile: 408 295-6375

E-File
United States District Court
Northern District of California
San Francisco Division

I declare under penalty of perjury that the foregoing is true and correct, and that this Declaration was executed on July 8, 2005, at San Francisco, California.

Rose Shushanyan
Rose Shushanyan